· 3/25/03 268/

PATENT Docket No. 440402000700

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on March 7, 2003.

Katrin Kauffmann

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Jason F. HUNZINGER

Serial No.:

10/052,783

Filing Date:

January 18, 2002

For

OPEN-LOOP POWER CONTROL ENHANCEMENT FOR BLIND RESCUE CHANNEL OPERATION Examiner: not yet assigned

Group Art Unit: 2681

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THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicant submits for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents (2) are also submitted herewith. The Examiner is requested to make these documents of record.

The documents listed on the attached Form PTO-1449 were cited in a PCT Written Opinion (copy attached) directed to counterpart international or foreign application. A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.

Certificate of Prompt Filing under 37 C.F.R. § 1.97(e)(1)]

I hereby certify that each item of information was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

Applicant would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing <u>440402000700</u>. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: March 5, 2003

Respectfully submitted,

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